THE HONOURABLE SRI JUSTICE V. ESWARAIAH

WRIT PETITION No.2775 OF 2006

Dated: 16-02-2006

Between

B. Veerababu, S/o. Nageswara Rao,

R/o. Near Bus stand, Nagayalanka,

Krishna District.

...PETITIONER

AND

Zilla Parishad, Guntur, rep. by its

Chief Executive Officer, Guntur

and another.

...RESPONDENTS

ORDER:

Petitioner seeks a Writ of Mandamus to declare the action of the respondents in not taking steps to permit him to run the boat service between Bobbarlanka and Nagayalanka for the year 2006-07 as unconstitutional.

Learned counsel for the petitioner submits that pursuant to the auctions held in the month of March 2005, petitioner became the highest bidder in respect of boat service across the river Krishna between Bobbarlanka and Nagayalanka on the yearly lease amount of Rs.57,100/- and he has paid the said amount holding the lease hold rights up to 31.03.2006. The learned counsel further submits that during the period from July 2005 to November 2005, heavy floods prevented the petitioner from operating the boat service causing huge loss to him and

therefore, he made a representation dated 12.01.2006 before the first respondent seeking to extend the lease period on payment of proportionate amount for the period during which he was prevented to operate the boat service.

I am not inclined to express any opinion as to whether there is any provision for extension of lease or granting remission.

Therefore, without going into the merits of the matter, the writ petition is disposed of directing the first respondent to consider and dispose of the representation of the petitioner dated 12.01.2006 in accordance with law within three weeks from the date of receipt of this order.

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V. ESWARAIAH, J

February 16, 2006

Note: Furnish C.C. of the order by 18.02.2006

(**B/O**)

DSK